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#### RESPONSE TO INTERROGATORY NO. 6

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it calls for a narrative. Subject to and without waiving the foregoing objections, Defendant responds as follows:

My writing skills are the result of a lifetime of experiences that include my experience writing and directing short films and feature films.

#### **INTERROGATORY NO. 7**

How long have YOU been aware of triggerstreet.com?

#### RESPONSE TO INTERROGATORY NO. 7

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it assumes facts. Subject to and without waiving the foregoing objections, Defendant 16 responds as follows:

I was not aware of the website triggerstreet.com until this lawsuit was filed.

#### **INTERROGATORY NO. 8**

Are YOU or any of your subordinate managers or employees now members, or have you ever been members, of triggerstreet.com? If "yes" provide dates of enrollment and termination of membership, and complete details of your involvement on triggerstreet.com.

#### RESPONSE TO INTERROGATORY NO. 8

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that the term "subordinate managers" is vague. Subject to and without waiving the foregoing objections, Defendant responds as follows:

No.

#### INTERROGATORY NO. 9

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Are you aware that the Plaintiff believes that you accessed his work, Butterfly Driver, on triggerstreet.com in 2007?

#### **RESPONSE TO INTERROGATORY NO. 9**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Subject to and without waiving the foregoing objections, Defendant responds as follows:

I am aware based on the complaint that was filed that the plaintiff in this case alleges that I obtained his screenplay on a website called triggerstreet.com. That allegation is false.

#### INTERROGATORY NO. 10

You had never written a feature-length film before District 9 was released in 2009 (two years after the Plaintiff believes you accessed his work), is that true?

#### **RESPONSE TO INTERROGATORY NO. 10**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Yes.

#### **INTERROGATORY NO. 11**

Much like Butterfly Driver, District 9 deals with a lot of social themes (such a segregation and class division), yet, the Plaintiff has not accused District 9 of violating his copyrights, is that true?

#### **RESPONSE TO INTERROGATORY NO. 11**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of

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admissible evidence. Defendant objects to the request on the basis that it assumes facts and/or is an improper characterization of the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

It is my understanding that Plaintiff does not allege that District 9 infringes any copyright that he owns.

#### **INTERROGATORY NO. 12**

Your first feature film, "District 9", and your third (and forthcoming) film, "Chappie", were both written by Terri Tatcher (your wife) and you, together, is that true?

#### **RESPONSE TO INTERROGATORY NO. 12**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks 15 | information that is neither relevant nor reasonably likely to lead to the discovery of 16 | admissible evidence. Defendant objects to the request on the basis that it assumes 17 || facts and/or is an improper characterization of the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

District 9 and the upcoming film Chappie were written by me and my wife, Terri Tatchell.

#### **INTERROGATORY NO. 13**

Sharlto Copely, the leading man of District 9 (and a villain of "Elysium") has said in numerous interviews and articles that he improvised every line of District 9 and had no script dialogue to work from, and, online, there is seemingly no one who has ever seen a screenplay for the movie District 9. Did you write a screenplay for District 9?

#### **RESPONSE TO INTERROGATORY NO. 13**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and/or is an improper characterization of the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

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#### **INTERROGATORY NO. 14**

If you did write a screenplay for District 9 did it have dialogue?

#### **RESPONSE TO INTERROGATORY NO. 14**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and/or is an improper characterization of the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Yes.

#### **INTERROGATORY NO. 15**

If you did write a screenplay for District 9 with dialogue, why does Sharlto Copley say he had to improvise every line?

#### **RESPONSE TO INTERROGATORY NO. 15**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks

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information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and/or is an improper characterization of the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Although there was a screenplay for District 9, Sharlto Copley improvised lines in that film.

#### **INTERROGATORY NO. 16**

Since you had never independently written a feature-length screenplay before (or after) Elysium, through what process did you acquire the many ideas and literary skills required to write such an ambitious and elaborate screenplay?

#### RESPONSE TO INTERROGATORY NO. 16

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and improperly characterizes the facts. Defendant objects to the request on the basis that it calls for a narrative. Defendant objects to the request on the basis that it is unduly burdensome and harassing to ask Defendant to describe the genesis of every idea in the Film as well as the history of his life, education, and career which contributes to his "literary skills."

#### **INTERROGATORY NO. 17**

Did any of Elysium's producers, or your Elysium co-workers, express concerns questions, surprise or disbelief that the leading man of Elysium, Max (a former criminal bachelor, who has a limited time to fight and kill to save his own life), would suddenly abandon his mission in order to save a six year old girl with whom he has no relationship, and has known for less than one day?

#### **RESPONSE TO INTERROGATORY NO. 17**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and improperly characterizes the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

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#### **INTERROGATORY NO. 18**

If you answered "Yes" to Interrogatory No. 17, please explain and provide details about conversations and exchanges (including emails, texts, etc.) regarding these concerns, questions, etc.

#### **RESPONSE TO INTERROGATORY NO. 18**

N/A.

#### **INTERROGATORY NO. 19**

As a married father of a daughter, did it ever occur to you that it might be more effective to make the little girl in Elysium (Matilda) Max's daughter, and make Frey Max's wife?

#### **RESPONSE TO INTERROGATORY NO. 19**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that the phrase "more effective" is vague and ambiguous. Defendant objects to the request on the basis that it is argumentative and harassing.

#### 27 INTERROGATORY NO. 20

When was the final day of video editing (not audio or music editing) of

#### **RESPONSE TO INTERROGATORY NO. 20**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that the phrase "video editing" is vague and ambiguous. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Sometime in or about June 2013.

#### **INTERROGATORY NO. 21**

Simon Kinberg is a well known writer who has often acted as a "script doctor" (a writer who fixes scripts that have serious problems) on many big-budget productions. Simon Kinberg is listed as a producer of Elysium. Exactly what duties did Simon Kinberg play in the production and/or script doctoring of the screenplay and film "Elysium"? Please provide précises details and descriptions of these duties.

#### **RESPONSE TO INTERROGATORY NO. 21**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it assumes facts and improperly characterizes the facts. In answering this request, Defendant does not stipulate that Plaintiff's characterization of the facts is accurate. Subject to and without waiving the foregoing objections, Defendant responds as follows:

Simon Kinberg was the producer of the Film. I wrote the script for the Film without Mr. Kinberg's assistance. After photography of the Film began, Mr. Kinberg reviewed edits to the script and worked with me to develop ideas for revisions to the script.

#### **INTERROGATORY NO. 22**

To your way of thinking, what aspects of Elysium are copyrightable?

#### **RESPONSE TO INTERROGATORY NO. 22**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Defendant objects to the request on the basis that it calls for a legal conclusion.

#### **INTERROGATORY NO. 23**

Do you know any of the following filmmakers, film companies, and agents: Mathew Morris, David Faigenblum, Samatha Powers, the Cedar grove Agency, Zero Gravity management, Georgia Vestakis, Atchity Entertainment International (AEI), Hollywood Lit Sales, PMA Literary and Film Management, South17 Entertainment, Matthew Morris, Andrew Bellware, Braidwood Films, Mubarik Ahmed, Empyrean Pictures, Loren Smith, Filmsmith Pictures, Gregory Bell, Globocine International?

#### **RESPONSE TO INTERROGATORY NO. 23**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Defendant objects to the request on the basis that it seeks information that is neither relevant nor reasonably likely to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Defendant responds as follows:

No.

#### **INTERROGATORY NO. 24**

If you answered yes to the previous question please describe the relationship that you have with that or those person(s) or company (companies). Please provide dates, too.

# SANTA MONICA, CALIFORNIA 90401 TEL 310.566.9800 • FAX 310.566.9850

<b>RESPONSE TO INTERROGATORY NO. 2</b>	RESPONSE TO I	NTERROGATORY NO. 2	24
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#### **INTERROGATORY NO. 25**

At any time prior to writing Elysium did you ever read (or hear about) the Plaintiff's work "Butterfly Driver" or "Uberopolis: City of Light"?

#### **RESPONSE TO INTERROGATORY NO. 25**

Defendant incorporates by reference the preliminary statement and general objections set forth above. Subject to and without waiving the foregoing objections, Defendant responds as follows:

No.

DATED: June 17, 2014

KINSELLA WEITZMAN ISER KUMP & ALDISERT LLP

By:

Gregory P. Korn

Attorneys for Defendants

NEILL BLOMKAMP, SONY PICTURES ENTERTAINMENT INC., TRISTAR

PICTURES, INC., MEDIA RIGHTS

CAPITAL II, L.P., and QED

INTERNATIONAL, LLC

Case 3:17-cv-06552-VC Document 1-11 Filed 11/13/17 Page 10 of 20

#### KINSELLA WEITZMAN ISER KUMP & ALDISERT LLP

808 WILSHIRE BOULEVARD, 3<sup>RD</sup> FLOOR SANTA MONICA, CALIFORNIA 90401 TEL 310.566.9800 • FAX 310.566.9850

VERIFICATION TO COME

#### PROOF OF SERVICE

#### STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of California. My business address is 808 Wilshire Boulevard, 3rd Floor, Santa Monica, CA 90401.

On June 17, 2014, I served true copies of the following document(s) described as:

### DEFENDANT NEILL BLOMKAMP'S RESPONSE TO PLAINTIFF'S FIRST SET OF INTERROGATORIES

on the interested parties in this action as follows:

		Table 100 D G
-	681 Edna Way San Mateo, CA 94402 Tele: 510.200.3763	Plaintiff Pro Se
	Email: snc.steve@gmail.com	

**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the address listed above and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Kinsella Weitzman Iser Kump & Aldisert's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope with postage fully prepaid.

- □ BY OVERNIGHT DELIVERY: I enclosed said document(s) in an envelope or package provided by the overnight service carrier and addressed to the person at the address above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight service carrier or delivered such document(s) to a courier or driver authorized by the overnight service carrier to receive documents.
- BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused the document(s) to be sent from e-mail address <a href="mailto:bdipalma@kwikalaw.com">bdipalma@kwikalaw.com</a> to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.
- ☐ BY HAND DELIVERY: I caused such envelope(s) to be delivered by hand to the office of the addressee(s).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 17, 2014, at Santa Monica, California.

Barbara DiPalma

# Exhibit DD

#### Case 3:17-cv-06552-VC Document 1-11 Filed 11/13/17 Page 13 of 20

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After 'District 9,' acting is no longer alien to Sharlto Copley Updated | Comment | Recommend

Enlarge

TriStar Pictures

A home shoot: District 9 is set in Johannesburg, the largest city in Copley's native South Africa. But depending on his career, "I would be open to moving to the United States," Copley says.



Enlarge

TriStar Pictures

By Claudia Puig, USA TODAY Nothing about Sharlto Copley suggests he'd emerge as an action hero.

E-mail | Print |

He has an Everyman look and an affable personality. He once held a gun on someone in real life, but only to defend his girlfriend, who was being robbed. The couple, who have been together for 10 years, have two cats. He has been a "behind-the-scenes" guy, directing and producing short films and videos in his native South Africa. Until this year, he had never acted in a feature film.

**REVIEW:** Heart-pumping 'District 9' is sci-fi at its finest

**TRAILER:** Watch Sharlto Copley in action

But in *District 9*, Copley plays nerdy bureaucrat Wikus van de Merwe, who tangles with aliens, escapes grisly biomedical experimentation, wields heavy ammo and taps into deep reserves of angst. As he fights a huge corporation and the South African government, he teams up with one of the crustacean/hominid aliens.

"My agents said: 'Dude, you couldn't have asked for a better first role. You get to be



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Stuck in the middle: Wikus (Sharlto Copley) starts on the government's side, but after his DNA is contaminated and becomes wanted, he teams up with an alien.

the comedy guy, you get to be the guy holding the gun, and you get to be the dramatic guy,' "Copley says.

The low-budget film, produced by Oscar winner <u>Peter Jackson</u> of *Lord of the Rings* fame, has definitely found its audience. It

has grossed an estimated \$90.8 million in a little more than two weeks.

Told in faux documentary style, it follows the story of aliens who have landed in Johannesburg and are segregated in slumlike internment camps. Wikus is an officious middle manager charged with moving the aliens to another camp farther from the city. But he is contaminated by an alien substance that changes his DNA, and he becomes a wanted man.

The film's locations in Johannesburg, with its volatile history of apartheid, ground the story and Copley's understanding of Wikus' inner turbulence.

"I have known (writer-director <u>Neill Blomkamp</u>) since he was 14 and I was 20," he says.

"I have always regarded him as the next <u>James Cameron</u>. But I didn't think this success would come with a movie that is so South African. As the film was coming together, we were feeling confident. But it's one thing to feel confident that you like something, and it's another thing when the world is watching."

Wikus was crafted through improvisation, Copley says. "We sort of accidentally found the character," he explains. "He was developed through a short test, an experimental piece, really. He was born on camera."

Copley has long had an interest in assuming roles. "I've always watched how people put on skin. We all put on characters based on where we come from, what we believe in, how we've been raised. We put on selected human traits in varying degrees. But this character was about shedding his skin, shedding those traits so that the bare essence of what it is to be a human being is left.

"You'll get closer to who you are when you're about to die, and that's what happens to Wikus. He wants to go back to what he was and hold on to his safe little world, but he's forced to be who he is. On the surface of it, people just think, 'He's a geek, then he's an action hero.' But they relate subconsciously."

That a starring role has found him at age 35 elicits a calm appreciation.

"It would be a completely different situation for me if I were 20 or 25," he says. "I've done a lot of things in my life: in business, in my personal life, in living in South Africa. I've been exposed to violence. I think as a person I have a certain type of grounding."

Though he'll keep writing and directing — "It's in my DNA," he explains — Copley is ready to focus on acting for a while and go wherever the next good role beckons.

#### Case 3:17-cv-06552-VC Document 1-11 Filed 11/13/17 Page 15 of 20

"I'll always be a South African. It's formed me," Copley says. "But I would be open to moving to the United States. I'll adjust to the idea of being nomadic for a while. The films I'm interested in are being shot all over the world."

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Posted

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# Exhibit EE

JANUARY 19, 2011 4:18pm PT by Borys Kit

#### Sony Snags 'District 9' Director Neill Blomkamp's 'Elysium'



Jason Merritt/Getty Images for VH1



**Neill Blomkamp** is back in business with Sony.

Sony which released Blomkamps' breakout hit *District 9*, has preemptively picked up *Elysium*, his big-budget follow-up.

**Matt Damon**, **Jodie Foster** and **Sharlto Copley** are co-starring.

MRC set up meetings with all the major studios today, with Blomkamp unveiling art designs for his future world. But once Sony made strong overtures, MRC canceled the rest of the day's appointments.

Sources are saying Sony is paying the eyebrowraising (and surely heart-stopping) \$120 million for *Elysium*, although studio insiders denied the figure.

Despite reports, Universal is *not* in talks to cofinance the movie.

Blomkamp's *District 9*, made under the radar by the filmmaker as a response to seeing a screen version of *Halo* go down the tubes, was a surprise hit, grossing \$210.8 million worldwide on a budget of \$35 million. It carned four Oscar noms, including one for best picture.

Elysium, which is now under the microscope of a town eager to see a new Blomkamp movie, will

#### Case 3:17-cv-06552-VC Document 1-11 Filed 11/13/17 Page 19 of 20

have a much larger budget and will be released in late 2012.

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The Tallest Women in Hollywood Livingly

#### From the Web



Pierce Brosnan on Losing Wife & Now Daughter to Ovarian Cancer Foxnews.com



Why Mantis From
'Guardians of the Galaxy
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IMDb.com



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Photos You Need to See
IMDb.com



Why Summer C
'Baywatch' Lool
Familiar

IMDb.com

# Exhibit FF